

**Federal Communications Commission
Wireless Telecommunications Bureau
Spectrum Leasing Arrangement**

Licensee: Pacific Telesis Mobile Services, LLC Lessee: Omnipoint NY MTA License, LLC

Attn: Kellye E. Abernathy

Attn: Nathan Glazier

Address: 17330 Preston Road
Suite 100A
Dallas, TX 75252

Address: 12920 SE 38th Street

Bellevue, WA 98006

FRN: 0004249702

FRN: 0002145696

Type of Leasing Arrangement De Facto Transfer Lease	Call Sign KNLF209
	Lease/Sublease Identifier KNLF209 – L1
	Radio Service CW

Commencement Date 10/26/2004	Expiration Date 06/23/2005	Print Date 11/15/2004
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Geographically-Licensed Services

Market Number MTA004	Market Name San Francisco – Oakland – San Jose	Channel Block B
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Conditions:

Condition #1

This license is conditioned upon compliance with the provisions of Applications of AT&T Wireless Services, Inc. and Cingular Wireless Corporation For Consent to Transfer Control of Licenses and Authorizations, *Memorandum Opinion and Order*, FCC 04-255 (rel. Oct. 26, 2004).

Condition #2

The grant of this de facto transfer leasing notification between Pacific Telesis Mobile Services, LLC and Omnipoint NY MTA License, LLC is conditioned on the spectrum lessee's compliance with the provisions of the Agreement between Deutsche Telekom AG, VoiceStream Wireless Corporation, VoiceStream Wireless Holding Corporation on the one hand, and the Department of Justice (the "DOJ") and the Federal Bureau of Investigation (the "FBI") on the other, dated January 12, 2001, which Agreement is designed to address national security, law enforcement, and public safety issues of the FBI and the DOJ. Nothing in the Agreement is intended to limit any obligation imposed by Federal law or regulation including, but not limited to, 47 U.S.C. Sec. 222(a) and (c)(1) and the FCC's implementing regulations.